



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Denial of Verified Claim(s) Against the City of Lodi

MEETING DATE: June 16, 1999

SUBMITTED BY: Human Resources Director

RECOMMENDED ACTION: To approve by motion action, denial of the following verified claim(s) filed against the City of Lodi:

	<u>Date of Loss</u>
A) Todd Williams	5/1/99
B) Theresa Pearson	12/24/98
C) Pacific Bell	1/7/99
D) Deanna Griffen	3/17/99

BACKGROUND INFORMATION: Following review of the verified claims filed against the City of Lodi, the Risk Manager and/or the City's Contract Administrator, Insurance Consulting Associates, Inc. (ICA), recommend that the City deny the subject claims.

FUNDING: None required.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joanne M. Narloch".

Joanne M. Narloch, Human Resources Director

cc: City Attorney

APPROVED:

A handwritten signature in black ink, appearing to read "H. Dixon Flynn".
H. Dixon Flynn -- City Manager

CITY COUNCIL

KEITH LAND, Mayor

STEPHEN J. MANN, Mayor Pro
Tempore

PHILLIP A. PENNINO

ALAN NAKANISHI

SUSAN HITCHCOCK

CITY OF LODI

CITY HALL

221 WEST PINE STREET, P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

HUMAN RESOURCES: (209) 333-6704

FAX (209) 333-6816

H. DIXON FLYNN

City Manager

ALICE M. REIMCHE

City Clerk

RANDALL A. HAYS

City Attorney

Notice of Claim Rejection

June 16, 1999

Todd Williams
1400 W. Elm Street
Lodi, CA 95240

RE: Claim against the City of Lodi
Date of Loss: 5/1/99
Claim Number: 990517-120-99050-205

Dear Claimant:

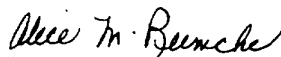
Notice is hereby given that the claim you presented to the City of Lodi on May 17, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to §128.5 and §1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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City Attorney

Notice of Claim Rejection

June 16, 1999

Theresa Pearson
936 Lloyd St.
Lodi, CA 95240

RE: Claim against the City of Lodi
Date of Loss: 12/24/98
Claim Number: 990503-108-981224-110

Dear Claimant:

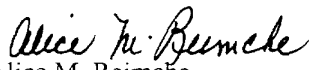
Notice is hereby given that the claim you presented to the City of Lodi on May 3, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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City Attorney

Notice of Claim Rejection

June 16, 1999

Pacific Bell

Attn: Sally Varao, Manager- Risk Management Services

1661 Doolittle Drive, Room 205

San Leandro, CA 94577

RE: Claim against the City of Lodi

Date of Loss: 1/7/99

Claim Number: 990513-119-990107-118

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on May 13, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA

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RANDALL A. HAYS
City Attorney

Notice of Claim Rejection

June 16, 1999

Neal Kuvara
Kuvara Law Firm
P.O. Box 150150
San Rafael, CA 94915-0150

RE: Claim against the City of Lodi
Claimant: Deanna Griffen
Date of Loss: 3/17/99
Claim Number: 106-535

Dear Claimant:

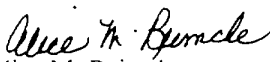
Notice is hereby given that the claim you presented to the City of Lodi on May 10, 1999, is rejected as of the date of this letter.

Warning

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code § 945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Alice M. Reimche
City Clerk

cc: City Attorney
Risk Manager
Bill Benson, ICA